

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FREDDIE JONES, LUKE JONES, )  
TRENNNA JONES, RALPH JONES, LAVON )  
JONES, and JIMMY FREEMAN, as )  
Surviving Children of ELNORA JONES, )  
Deceased, )  
Plaintiffs, )  
vs. )  
ABBOTT LABORATORIES, )  
Defendant. )

Case No. 2:07-cv-02120  
JURY DEMAND

**DEFENDANT ABBOTT LABORATORIES' STATEMENT OF UNDISPUTED MATERIAL FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT**

Defendant Abbott Laboratories, by and through its undersigned counsel, gives notice of the filing of the deposition of Joseph D. McCracken, M.D., Volumes I and II (exhibits omitted due to volume).

DATED: May 27, 2013

Respectfully submitted,

/s/ *Emily Turner Landry*

Michael P. Foradas  
Renee D. Smith  
Andrew P. Bautista  
Kirkland & Ellis, LLP  
300 North LaSalle  
Chicago, IL 60654  
Telephone: 312.862.2000  
*Admitted pro hac vice*

Jill M. Steinberg (#11603)  
Emily Turner Landry (#22157)  
Robert F. Tom (#26636)  
Baker, Donelson, Bearman,  
Caldwell & Berkowitz, PC  
165 Madison Avenue, Suite 2000  
Memphis, Tennessee 38103  
Telephone: 901.526.2000  
[jsteinberg@bakerdonelson.com](mailto:jsteinberg@bakerdonelson.com)  
[elandry@bakerdonelson.com](mailto:elandry@bakerdonelson.com)  
[rtom@bakerdonelson.com](mailto:rtom@bakerdonelson.com)

*Attorneys for Defendant Abbott Laboratories*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 27th day of May, 2013, a copy of the foregoing was served on the parties listed below via operation of the electronic filing system of the United States District Court for the Western District of Tennessee:

Arnold Anderson Vickery  
Fred H. Shepherd  
510 Bering, Suite 550  
Houston, TX 77057-1469

Edmund J. Schmidt III  
Law Office of Eddie Schmidt  
1720 West End Ave., Suite 300  
Nashville, TN 37203

/s/ *Emily Turner Landry*